



General Assembly

**Substitute Bill No. 5373**

February Session, 2004

\* \_\_\_\_\_ HB05373ED\_APP031804 \_\_\_\_\_ \*

**AN ACT CONCERNING THE SPECIAL EDUCATION CATASTROPHIC  
COST GRANT.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1       Section 1. Subsection (b) of section 10-76g of the general statutes, as  
2       amended by section 20 of public act 03-6 of the June 30 special session,  
3       is repealed and the following is substituted in lieu thereof (*Effective July*  
4       *1, 2004*):

5       (b) Any local or regional board of education which provides special  
6       education pursuant to the provisions of sections 10-76a to 10-76g,  
7       inclusive, as amended, for any exceptional child described in  
8       subparagraph (A) of subdivision (5) of section 10-76a, as amended,  
9       under its jurisdiction, excluding (1) children placed by a state agency  
10      for whom a board of education receives payment pursuant to the  
11      provisions of subdivision (2) of subsection (e) of section 10-76d, as  
12      amended, and (2) children who require special education, who reside  
13      on state-owned or leased property or in permanent family residences,  
14      as defined in section 17a-154, and who are not the educational  
15      responsibility of the unified school districts established pursuant to  
16      sections 17a-37, 17a-240 and 18-99a, shall be financially responsible for  
17      the reasonable costs of special education instruction, as defined in the  
18      regulations of the State Board of Education, in an amount equal to (A)  
19      for any fiscal year commencing prior to July 1, [2005] 2004, five times  
20      the average per pupil educational costs of such board of education for  
21      the prior fiscal year, determined in accordance with the provisions of

22 subsection (a) of section 10-76f, and (B) for the fiscal year commencing  
 23 July 1, [2005] 2004, and each fiscal year thereafter, four [and one-half]  
 24 times such average per pupil educational costs of such board of  
 25 education. The State Board of Education shall pay on a current basis  
 26 any costs in excess of the local or regional board's basic contribution  
 27 paid by such board in accordance with the provisions of this  
 28 subsection. Any amounts paid by the State Board of Education on a  
 29 current basis pursuant to this subsection shall not be reimbursable in  
 30 the subsequent year. Application for such grant shall be made by filing  
 31 with the Department of Education, in such manner as prescribed by  
 32 the commissioner, annually on or before December first a statement of  
 33 the cost of providing special education pursuant to this subsection,  
 34 provided a board of education may submit, not later than March first,  
 35 claims for additional children or costs not included in the December  
 36 filing. Payment by the state for such excess costs shall be made to the  
 37 local or regional board of education as follows: Seventy-five per cent of  
 38 the cost in February and the balance in May. The amount due each  
 39 town pursuant to the provisions of this subsection shall be paid to the  
 40 treasurer of each town entitled to such aid, provided the treasurer shall  
 41 treat such grant, or a portion of the grant, which relates to special  
 42 education expenditures incurred in excess of such town's board of  
 43 education budgeted estimate of such expenditures, as a reduction in  
 44 expenditures by crediting such expenditure account, rather than town  
 45 revenue. Such expenditure account shall be so credited no later than  
 46 thirty days after receipt by the treasurer of necessary documentation  
 47 from the board of education indicating the amount of such special  
 48 education expenditures incurred in excess of such town's board of  
 49 education budgeted estimate of such expenditures.

This act shall take effect as follows:	
Section 1	July 1, 2004

**ED**

**Joint Favorable Subst. C/R**

**APP**